
**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

FLINS A. WALKER, an individual,

Plaintiff,

vs.

RRTC HOLDINGS, INC., a Kansas
Corporation, and DAVID RESENDES, an
individual,

Defendants.

SCHEDULING ORDER

Case No.: 2:21-cv-00276-DBB-DBP
District Court Judge David B. Barlow
Chief Magistrate Judge Dustin B. Pead

Pursuant to Fed. R. Civ. P. 16(b), the Judge received the Attorneys' Planning Report filed by Counsel. The following matters are scheduled:

All Time 11:59 p.m. unless indicated otherwise.

1. PRELIMINARY MATTERS

DATE

- | | | |
|----|---|---------------|
| a. | There is no Pretrial Conference scheduled at this time. | |
| b. | Nature of claim(s) and affirmative defenses: Negligence/Personal Injury | |
| c. | Was Rule 26(f)(1) Conference held: | N/A |
| d. | Has Attorney's Planning Meeting Form been submitted: | 5/28/21 |
| e. | Rule 26(a)(1) initial disclosures to be completed | June 18, 2021 |

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2. DISCOVERY LIMITATIONS

NUMBER

- | | | |
|----|---|----|
| a. | Maximum Number of Depositions by Plaintiff(s) | 10 |
| b. | Maximum Number of Depositions by Defendant(s) | 10 |

- c. Maximum Number of Hours for Each Deposition (unless extended by agreement of parties) 7
- d. Maximum Interrogatories by any Party to any Party 25
- e. Maximum requests for admissions by any Party to any Party 25
- f. Maximum requests for production by any Party to any Party 25

3. AMENDMENT OF PLEADINGS/ADDING PARTIES DATE

- a. Last Day to File Motion to Amend Pleadings March 7, 2022
- b. Last Day to File Motion to Add Parties March 7, 2022

4. RULE 26(a)(2) REPORTS FROM EXPERTS

- a. Plaintiff April 7, 2022
- b. Defendant May 6, 2022
- c. Plaintiff's counter reports June 6, 2022

5. OTHER DEADLINES

- a. Days to be completed by:
 - Fact discovery March 7, 2022
 - Expert discovery July 7, 2022
- b. List expert witnesses:
 - Plaintiff April 7, 2022
 - Defendant May 6, 2022
 - Rebuttal June 6, 2022
- c. Filing partial or complete motions to exclude expert testimony: October 7, 2022
- d. Deadline for filing dispositive or potentially dispositive motions: May 7, 2022
- e. If the parties do not intend to file dispositive or potentially dispositive motions, a scheduling conference will be held for purposes of setting a trial date. May 12, 2022 at 2:45 PM

6. SETTLEMENT/ ALTERNATIVE DISPUTE RESOLUTION

- | | | |
|----|---------------------------------------|------|
| a. | Referral to Court-Annexed Mediation | No |
| b. | Referral to Court-Annexed Arbitration | No |
| c. | Settlement probability | Fair |

7. TRIAL AND PREPARATION FOR TRIAL

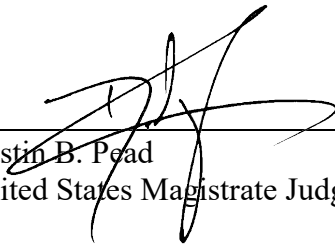
After the court issues an order on the summary judgment motion(s), if there is anything left to litigate, the court will set a scheduling hearing to set a trial date and to ask the parties if they want to mediate. If the schedule set forth herein is not extended, the parties can generally expect that trial will be set sometime during the first quarter of 2023.

- | | | |
|----|---|--------------------|
| a. | Rule 26(a)(3) Pretrial Disclosures | |
| | Plaintiff | |
| | Defendant | |
| b. | Objections to Rule 26(a)(3) Disclosures
(if different than 14 days provided in Rule) | 14 DAYS |
| | | <u>DATE</u> |
| c. | Special Attorneys Conference ¹ on or before | n/a |
| d. | Settlement Conference ² on or before | n/a |
| e. | Final Pretrial Conference | n/a |
| f. | Trial | |
| | <u>Length</u> <u>Time</u> <u>Date</u> | |
| | i. Bench Trial | |
| | ii. Jury Trial | 5 days |

¹ The Special Attorneys Conference does not involve the Court. Counsel will agree on voir dire questions, jury instructions, a pre-trial order and discuss the presentation of the case. Witnesses will be scheduled to avoid gaps and disruptions. Exhibits will be marked in a way that does not result in duplication of documents. Any special equipment or courtroom arrangement requirements will be included in the pre-trial order.

² The Settlement Conference does not involve the Court unless a separate order is entered. Counsel must ensure that a person or representative with full settlement authority or otherwise authorized to make decisions regarding settlement is available in person or by telephone during the Settlement Conference.

DATED this 11 June 2021.



Dustin B. Pead
United States Magistrate Judge

APPROVED:

SIEGFRIED & JENSEN

/s/ C. Ryan Christensen

C. Ryan Christensen
Attorneys for Plaintiff

Date _____

AMES & AMES

/s/ Byron Ames

(signature affixed with permission by e-mail)
Byron Ames
Attorney for Defendants

Date May 25, 2021